

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DARNELL THOMAS

CIVIL ACTION

v.

THOMAS MCGINLEY, et al.

NO. 19-1353

FILED

SEP 12 2019

ORDER

KATE BARKMAN, Clerk
By _____ Dep. Clerk

AND NOW, this 12 day of *Sept*

, 2019, upon careful and

independent consideration of the pleadings and record herein, and after review of the Report and
Recommendation of Thomas J. Rueter, United States Magistrate Judge, it is hereby

ORDERED

1. The Report and Recommendation is **APPROVED** and **ADOPTED**;
2. The petition for a writ of habeas corpus is **SUMMARILY DISMISSED** under 28 U.S.C. § 2243 and Rule 4 of the Rules Governing § 2254 Cases as barred by the AEDPA statute of limitations; and
3. A certificate of appealability is not granted.

BY THE COURT:

BERLE M. SCHILLER, J.